

MINUTES ADOPTED BY CITY COUNCIL

Greenville, NC
October 13, 2005

The Greenville City Council met in a regular meeting on the above date at 7:00 PM in the City Council Chambers, third floor of the Municipal Building, with Mayor Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Council Member Craft and the pledge of allegiance to the flag. The following were present.

Mayor Robert D. Parrott
Mayor Pro-Tem Ric Miller
Council Member Mildred A. Council
Council Member Ray Craft
Council Member Pat Dunn
Council Member Rose H. Glover
Council Member Chip Little
Bill Richardson, Deputy City Manager
Wanda T. Elks, City Clerk
David A. Holec, City Attorney

Mayor Parrott announced that City Manager Wayne Bowers will not be at the meeting, because he has gone to Virginia to see his new grandson.

APPROVAL OF AGENDA

Deputy City Manager Bill Richardson requested that the following amendments be made to the agenda:

- addition of a resolution by the City of Greenville, the Greenville Utilities Commission and the Town of Winterville approving urban growth areas for the City of Greenville and the Town of Winterville to be used as the basis for municipal service and utilities
- continuance until November 10 of a licensing agreement to install telecommunications antennas on Greenville Utilities Commission's Eastside Elevated Water Tank

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to approve the agenda as presented with the addition of the resolution by the City of Greenville, the Greenville Utilities Commission and the Town of Winterville approving urban growth areas for the City of Greenville and the Town of Winterville to be used as the basis for municipal service and utilities needs and the continuance of the consent for a licensing agreement to install telecommunications antennas on Greenville Utilities Commission's Eastside Elevated Water Tank. Motion carried unanimously.

SPECIAL RECOGNITION

Wanda Elks, City Clerk, was recognized for achieving Master Municipal Clerk status.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Community Appearance Commission

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to appoint Seth Brown to fill an unexpired term expiring July 2006 replacing Vickie Joyner, who resigned. Motion carried unanimously.

Historic Preservation Commission

Motion was made by Council Member Council and seconded by Mayor Pro-Tem Miller to appoint N. Yaprak Sagdic to fill an unexpired term expiring January 2007 replacing Cynthia Tyson, who resigned. Motion carried unanimously.

Police Community Relations Committee

Council Member Council announced the appointment of Shante' Leggett for a first two-year term expiring October 2007 replacing Donald Cherry (District 1), who is ineligible for reappointment.

Council Member Little announced that the appointment for a replacement for Larry Barbour is being continued until November 10.

Council Member Craft announced that the appointment for a replacement for Louis Hobbie is being continued until November 10.

Public Transportation and Parking Commission

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to appoint Jonathan Massachi to fill an unexpired term expiring January 2008 replacing Allison Moore, who resigned. Motion carried unanimously.

Sheppard Memorial Library Board

Motion was made by Council Member Council and seconded by Council Member Dunn to appoint Jeffrey Coghill for a first three-year term expiring October 2008 replacing Amy Artis, who is ineligible for reappointment and to reappoint Don Marr for a second three-year term expiring October 2008. Motion carried unanimously.

ADDITION TO THE TENTH STREET CONNECTOR PROJECT CITIZEN ADVISORY COMMITTEE

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Miller to appoint Christopher Taylor to the Tenth Street Connector Project Citizen Advisory Committee. Motion carried unanimously.

ORDINANCE REZONING PEACE PRESBYTERIAN CHURCH PROPERTY LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF MEMORIAL DRIVE AND FIRE TOWER ROAD, FROM OR TO CG - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by Peace Presbyterian Church to rezone 4.5235± acres located at the northeast corner of the intersection of Memorial Drive and Fire Tower Road, from OR to CG. At its September 30, 2005 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Harry Hamilton, Chief Planner, delineated the property on a map and stated that Peace Presbyterian Church currently occupies the property. Located at the corner is a vacant single-family residence along with commercial development to the east. The property is not impacted by the floodplain. The proposed rezoning could generate 700 trips per day, of which the majority would be to the north and east. The property is part of a recognized regional focus area and is located at the intersection of a gateway and connector corridor. Memorial Drive and Fire Tower Road are both considered major thoroughfares. The Land Use Plan Map recommends commercial zoning. The request is in compliance with the Land Use Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Jon Day, representing the petitioner, stated that the Church is 13 years old. Because Fire Tower Road is becoming so commercial and with the widening of Fire Tower Road, the Church will be relocating. Rezoning the property will make it easier to sell.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Little to adopt the ordinance rezoning 4.5235± acres located at the northeast corner of the intersection of Memorial Drive and Fire Tower Road, from OR to CG. Motion carried unanimously. (Ordinance No. 05-114)

ORDINANCE REZONING THE R.P.G., INC. PROPERTY LOCATED AT THE NORTHWEST CORNER OF COTANCHE AND SECOND STREETS, FROM OR TO CD - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by the R.P.G., Inc. to rezone 0.68± acres located at the northwest corner of the intersection of Cotanche and Second Streets, from OR to CD. At its September 20, 2005 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that the property is located within the Central Business District, which is recognized as a regional focus area. The Thoroughfare Plan recognizes First and Reade Streets as major thoroughfares. There will be no change in traffic

from the current zoning to the proposed zoning. The Land Use Plan Map recommends commercial. The Downtown Commercial district does not have any non-residential setbacks, vegetation or parking requirements. The request is in compliance with the Land Use Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Jim Walker of Rivers and Associates was present to answer questions.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Council and seconded by Council Member Dunn to adopt the ordinance rezoning 0.68± acres located at the northwest corner of the intersection of Cotanche and Second Streets, from OR to CD. Motion carried unanimously. (Ordinance No. 05-115)

ORDINANCE REZONING THE CARROLL AND ASSOCIATES, INC. AND PHILIP E. CARROLL PROPERTY LOCATED ALONG THE NORTHERN RIGHT OF WAY OF US HIGHWAY 264 AND EAST OF THE INTERSECTION OF US HIGHWAY 264 AND GREENVILLE BOULEVARD, FROM GC TO CH - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by Carroll and Associates and Philip E. Carroll to rezone 11.9689± acres located along the northern right-of-way of US Highway 264 and 2,450± feet east of the intersection of US Highway 264 and Greenville Boulevard, from GC to CH. At its September 20, 2005 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that there is an approved site plan for 600 multi-family units in this vicinity. The property is impacted by the 100-year floodplain and for non-residential use, the building is required to be elevated to one foot above base flood elevation. The property is located along a gateway corridor. The Thoroughfare Plan recognizes US Highway 264 and Greenville Boulevard as major thoroughfares. The Land Use Plan Map recommends commercial zoning along the northern right-of-way of US Highway 264. The request is in compliance with the Land Use Plan and Horizons Comprehensive Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Jamie Midgette, representing the petitioner, was present to answer questions.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Council and seconded by Council Member Glover to adopt the ordinance to rezone 11.9689± acres located along the northern right-of-way of US Highway 264 and 2,450± feet east of the intersection of US Highway 264 and Greenville Boulevard, from GC to CH. Motion carried unanimously. (Ordinance No. 05-116)

ORDINANCE REZONING THE CRAIG F. GOESS PROPERTY LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF MEMORIAL DRIVE AND CLUB PINES DRIVE, FROM O TO CH - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by Craig F. Goess to rezone 0.835± acres located at the southeast corner of the intersection of Memorial Drive and Club Pines Drive, from O to CH. At its September 20, 2005 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that the property is being used as employee parking for Greenville Toyota. The employee parking is allowed under the current zoning; however, none of the dealership activities can take place as the property is currently zoned. The property is not impacted by the floodplain. The proposed rezoning would generate 1500 trips per day. The property is located along a gateway corridor, and Memorial Drive is recognized as a major thoroughfare. The Land Use Plan Map recommends Office zoning to serve as a buffer between the commercial activities and the major thoroughfare to buffer against the residential development to the east. In 1995 there was a similar request at the southeast corner of Crestline Boulevard and Greenville Boulevard, and at that time the subject property was zoned Office. The requested zoning was Heavy Commercial. The request maintained a 100-foot buffer of Office that was to serve as a buffer between the commercial and entrance to the neighborhood. There was a private agreement with the neighborhood to put in a berm and vegetation. The Land Use Plan Map recommends Office zoning. The subject property has been part of three different rezoning requests for Heavy Commercial, and they were all denied. Staff recommends that the Office zoning remain or allow sufficient Office buffer that would protect the interest of the neighborhood. Any additional improvements above the minimum bufferyard and street tree requirements would be voluntary by the applicant and by private agreement with the neighborhood. That agreement would not be enforceable by the City.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Fred Mattox, representing the petitioner, stated that prior to submitting the rezoning request, the petitioner met with the neighborhood. The petitioner listened to the concerns of the neighborhood and entered into an agreement to meet those concerns. The neighbors would prefer to have the rezoning than to leave the property zoned as it is.

Mr. John Hutchens, President of the Carolina East Neighborhood Association, stated that he met with Mr. Goess on July 21. The neighborhood had a list of conditions that they needed to have met before they considered the rezoning request. Mr. Goess agreed and added more to make it better. Mr. Hutchens stated that he circulated over 400 newsletters prior to the Planning and Zoning Commission and another 400 before tonight's meeting. The Association supports the request, confident that the needs of the neighborhood are being met.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Council Member Council to adopt the ordinance to rezone 0.835± acres located at the southeast corner of the intersection of Memorial Drive and Club Pines Drive, from O to CH. Motion carried unanimously. (Ordinance No. 05-117)

ORDINANCE ANNEXING OAKHURST PARK, LOT 5 LOCATED ON THE SOUTH SIDE OF NC HIGHWAY 33, ABOUT 700 FEET EAST OF PORT TERMINAL ROAD - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 setting this time, date and place for a public hearing to consider a request by Collice C. Moore and Harvey Lewis to annex Oakhurst Park, Lot 5, containing 3.8331 acres, located on the south side of NC Highway 33 and being about 700 feet east of Port Terminal Road. This is a contiguous annexation.

Mr. Merrill Flood, Director of Planning and Community Development, delineated the property on a map and stated that the property is in Voting District 4. The property is currently vacant and the proposed use is for 13,162 square feet of commercial development. The current population and anticipated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Council and seconded by Mayor Pro-Tem Miller to adopt the ordinance annexing Oakhurst Park, Lot 5, containing 3.8331 acres, located on the south side of NC Highway 33 and being about 700 feet east of Port Terminal Road. Motion carried unanimously. (Ordinance No. 05-118)

ORDINANCE ANNEXING MANNING FOREST, LOCATED SOUTH OF DICKINSON AVENUE AND ON THE WEST SIDE OF WILLIAMS ROAD - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 setting this time, date and place for a public hearing to consider a request by Allen Newbold to annex 14.182 acres, located south of Dickinson Avenue and on the west side of Williams Road. This is a contiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is in Voting District 2. The property is currently vacant and the proposed use is 118 multi-family dwelling units. The current population is 0, and the anticipated population at full development is 258, with 163 being minority.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance annexing 14.182 acres, located south of Dickinson Avenue and on the west side of Williams Road. Motion carried unanimously. (Ordinance No. 05-119)

ORDINANCE ANNEXING FIRE TOWER COMMERCIAL PARK, PHASE 1 LOCATED ON THE NORTH SIDE OF FIRE TOWER ROAD, EAST OF MEMORIAL DRIVE - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 setting this time, date and place for a public hearing to consider a request by Shenandoah Investment Group, LLC to annex 3.409 acres located on the north side of Fire Tower Road and being about 500 feet east of Memorial Drive. This is a noncontiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is in Voting District 5. The property is currently vacant and the proposed use is for 38,006 square feet of commercial development. The current and estimated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance annexing 3.409 acres located on the north side of Fire Tower Road and being about 500 feet east of Memorial Drive. Motion carried unanimously. (Ordinance No. 05-120)

ORDINANCE ANNEXING WINSLOW EAST, LOCATED ON THE NORTH SIDE OF US HIGHWAY 264, EAST OF US HIGHWAY 264 BYPASS - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 setting this time, date and place for a public hearing to consider a request by Philip E. Carroll to annex 11.9689 acres, located on the north side of US Highway 264, about 2400 feet east of US Highway 264 Bypass. This is a noncontiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is in Voting District 1. The property is currently vacant and the proposed use is for 130,341 square feet of commercial development. The current and anticipated population at full development is 0.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Council and seconded by Council Member Craft to adopt the ordinance annexing Winslow East, located on the north side of US Highway 264, about 2400 feet east of US Highway 246 Bypass. Motion carried unanimously. (Ordinance No. 05-121)

ORDINANCE REQUESTED BY GEORGE F. SALLE, JR. TO AMEND THE ZONING REGULATIONS TO INCLUDE THE USE ENTITLED "CHURCH OR PLACE OF WORSHIP (SEE ALSO SECTION 9-4-103)" AS A PERMITTED USE WITHIN THE MCH DISTRICTS - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a

public hearing to consider a request by George F. Salle, Jr. to amend the zoning regulations to include the use entitled “Church or place of worship (see also Section 9-4-103)” as a permitted use within the MCH district. The Planning and Zoning Commission voted to recommend approval of the request at its September 20, 2005 meeting.

Mr. Hamilton stated that this is a request by George F. Salle, Jr. to allow the use entitled “Church or place of worship” as a by-right use in the MCH district.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Jon Day, representing Mr. Salle, stated that a church has leased Juliennes Florist. After being leased, it was discovered that churches are not a permitted use in the MCH district.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Craft to adopt the ordinance amending the zoning regulations to include the use entitled “Church or place of worship (see also Section 9-4-103)” as a permitted use within the MCH district. Motion carried unanimously. (Ordinance No. 05-122)

ORDINANCE REQUESTED BY THE PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT, AS INITIATED BY THE ENVIRONMENTAL ADVISORY COMMISSION TO AMEND THE BUFFERYARD AND BUILDING SETBACK STANDARDS AND THE VEGETATION SUBSTITUTION AND SCREENING REQUIREMENTS TO INCLUDE VARIOUS VOLUNTARY INCENTIVES FOR THE PURPOSE OF ENCOURAGING THE PRESERVATION OF EXISTING TREES AT THE TIME OF LAND DEVELOPMENT - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by the Planning and Community Development Department, as initiated by the Environmental Advisory Commission to amend the buffer yard and building setback standards and the vegetation substitution and screening requirements to include various voluntary incentives for the purpose of encouraging the preservation of existing trees at the time of land development. The Planning and Zoning Commission voted to recommend approval of the request at its September 20, 2005 meeting.

Mr. Hamilton stated that the proposed ordinance will provide additional vegetation substitution allowance for preservation of significant trees, provide a non-screening bufferyard and street setback reduction for the preservation of qualified existing large trees, provide a vegetation screening material qualification for 10+ inch caliper large trees located within 20 feet of the interior limits of a screening bufferyard, and provide a minimum parking space reduction allowance for preservation of qualified existing large trees. The Environmental Advisory Commission adopted a resolution in support of the proposed amendments. The Community Appearance Commission considered the proposed amendments and recommended approval of the request.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Council to adopt the ordinance amending the buffer yard and building setback standards and the vegetation substitution and screening requirements to include various voluntary incentives for the purpose of encouraging the preservation of existing trees at the time of land development. Motion carried unanimously. (Ordinance No. 05-123)

RESOLUTION TO AMEND THE GREENWAY MASTER PLAN, ADOPTED MARCH 11, 2004, FOR THE PURPOSE OF CHANGING THE CORRIDOR PRIORITY LEVEL OF THE "FORK SWAMP GREENWAY - ID # 32" FROM A PRIORITY LEVEL DESIGNATION OF "FUTURE" TO A PRIORITY LEVEL "C" DESIGNATION - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on October 3, 2005 and October 10, 2005 setting this time, date and place for a public hearing to consider a request by the Planning and Community Development Department, as supported by the Environmental Advisory Commission to amend the Greenway Master Plan, adopted March 11, 2004, for the purpose of changing the corridor priority level of the "Fork Swamp Greenway - ID # 32" from a priority level designation of "Future" to a priority level "C" designation. The Planning and Zoning Commission voted to recommend approval of the request at its September 20, 2005 meeting.

Mr. Hamilton stated that the proposed resolution will change the corridor priority level of the "Fork Swamp Greenway – ID#32" from a corridor priority level designation of "Future" to a priority level "C" designation. The Greenway Committee considered the subject revision to the Greenway Master Plan and recommended approval of the amendment to the Environmental Advisory Commission. The Environmental Advisory Commission adopted a resolution in support of the proposed amendment on July 7, 2005.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Council to adopt the resolution amending the Greenway Master Plan, adopted March 11, 2004, for the purpose of changing the corridor priority level of the "Fork Swamp Greenway - ID # 32" from a priority level designation of "Future" to a priority level "C" designation. Motion carried unanimously. (Resolution No. 05-83)

PRESENTATION OF THE ANNUAL AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 2005

Ms. Bernita Demery, Director of Financial Services, stated that for fiscal year ended June 30, 2005, revenues exceeded expenditures by \$2.9 million. Revenues were six percent over budget, while expenditures were eleven percent under budget. The appropriated fund balance for FY 2004-05 was \$6.3 million, while it was only \$4.2 million in FY 2003-04. The leading sources of revenue are property tax (40%) and sales tax (22%). Assessed value of property in FY 2004-05

was \$3.8 billion, an increase of 23% over FY 2003-04 due to property revaluation. Overall, collections were 96.5%. Sales tax revenue in FY 2004-05 was \$11.4 million, an increase of 13 percent over FY 2003-04. The local growth average is 15.3%, while the statewide increase is 8.3%. Property tax was up 12%; sales tax, 13%; Inspection Division permits, 25%; and Recreation and Parks Department activity fees, 196%. Expenses and uses totaled \$56.3 million. Leading expenses were in Public Safety, with \$8.9 million being for Fire/Rescue and \$14.9 million for Police; General Government (\$13 million); and Environmental Protection (\$3.4 million). Undesignated fund balance as of June 30, 2005 was \$16 million, which surpasses the Local Government Commission's recommended minimum. Appropriated in the 2004-05 budget was \$6.3 million. The fund balance remains strong, with sales tax and other sales and services being key factors. The total fund balance increased from \$23 million to \$26 million. Outstanding debt as of June 30, 2005 was \$44.4 million, with \$12.7 million being in bonds, \$25.1 million being certificates of participation, installments being \$3.5 million, and compensated absences being \$3.1 million. Debt will not exceed eight percent of the assessed property value. The actual debt is one percent of assessed value. Debt per capita is currently \$675.

Mr. Bryan Starnes of Martin Starnes & Associates gave the official audit results by announcing that the audit firm is providing an unqualified opinion. There are no findings or questioned costs and no internal control weaknesses identified. Investment earning are high. The fund balance is very good, with the available fund balance percentage being high.

Council Members asked for the projected increase in expenditures with the cost of City Hall and what the City spends per capita and were told that the staff would provide the information.

Motion was made by Council Member Dunn and seconded by Council Member Craft to accept the annual audit for FY ending June 30, 2005. Motion carried unanimously.

RECOMMENDATION BY THE RECREATION AND PARKS COMMISSION TO NAME THE CROSS-COUNTRY TRACK AT H. BOYD LEE PARK IN MEMORY OF BO THOMPSON - APPROVED

Mr. Boyd Lee, Director of Recreation and Parks, stated that at the September Recreation and Parks Commission meeting, Coach Coleman Bailey and members of the D. H. Conley Cross Country Team proposed that the cross-country course at H. Boyd Lee Park be named in memory of Bo Thompson. Mr. Thompson, a member of the cross-country team, was killed in a car accident while leaving the first football game of this season. The D. H. Conley team was the group that built the course at the park. Mr. Thompson was a leader on his team and one of the key workers in building the course. The team would like to upgrade the course to make it the best in eastern North Carolina. They will raise the needed funds and get the needed work done. In return, they would like to have the course named in memory of Bo Thompson. This course is not only used by D. H. Conley, but it is also used by Rose High and East Carolina University for practice. This also adds another dimension to the City's parks system in that it gives citizens a safe place to run a distance of 5K without being in conflict with automobiles.

Motion was made by Council Member Dunn and seconded by Council Member Craft to name the cross-country track at H. Boyd Lee Park in memory of Bo Thompson. Motion carried unanimously.

CONSENT FOR LICENSING AGREEMENT TO INSTALL TELECOMUNICATIONS ANTENNAS ON GREENVILLE UTILITIES COMMISSION'S EASTSIDE ELEVATED WATER TANK – CONTINUED

ORDINANCE AMENDING GREENVILLE UTILITIES COMMISSION'S WATER CAPITAL PROJECTS BUDGET FOR THE SOUTHWEST WATER SERVICE AREA - ADOPTED

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to adopt the ordinance amending Greenville Utilities Commission's Water Capital Projects Budget for the Southwest Water Service Area. Motion carried unanimously. (Ordinance No. 05-124)

ORDINANCE AMENDING GREENVILLE UTILITIES COMMISSION'S ELECTRIC CAPITAL PROJECTS BUDGET FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) - ADOPTED

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to adopt the ordinance amending Greenville Utilities Commission's Electric Capital Projects Budget for Geographic Information System (GIS). Motion carried unanimously. (Ordinance No. 05-125)

ORDINANCE ESTABLISHING GREENVILLE UTILITIES COMMISSION GAS CAPITAL PROJECTS BUDGET FOR THE NATURAL GAS GATE STATION #4 ADOPTED

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to adopt the ordinance establishing Greenville Utilities Commission gas capital projects budget for Gate Station #4. Motion carried unanimously. (Ordinance No. 05-126)

CONSIDERATION OF ACTIONS FOR THE CENTER CITY REVITALIZATION PROGRAM - ADOPTED

Ms. Demery stated that the City is beginning to incur costs associated with the Center City Revitalization Project, as approved by the voters in November 2004. The approved bonds will be issued during 2006. These items are necessary for the Planning and Community Development Department to proceed with contractual obligations for this capital project and to authorize reimbursement after the bonds are sold. The resolution declares the City's intent to reimburse any advanced funds from the proceeds of one or more issues of tax-exempt bonds. The ordinance approves the appropriation accounts for the capital project.

Resolution allowing the City of Greenville to reimburse itself from bond proceeds

Motion was made by Council Member Little and seconded by Council Member Council to adopt the resolution allowing the City of Greenville to reimburse itself from bond proceeds for cost associated with the Center City Revitalization Project, as approved by the voters in November 2004. Motion carried unanimously. (Resolution No. 05-84)

Ordinance adopting the Capital Project Budget for the Center City Revitalization Program

Motion was made by Council Member Little and seconded by Council Member Council to adopt the Capital Project Budget Ordinance for the Center City Revitalization Program. Motion carried unanimously. (Ordinance No. 05-127)

BUDGET ORDINANCE AMENDMENT #3 TO FY 2005-2006 CITY OF GREENVILLE
BUDGET - ADOPTED

Ms. Demery stated that Amendment #3 to the FY 2005-06 budget includes amendments as follows:

- To budget funds from Federal Forfeiture to purchase a laptop computer
- To budget funds for the Homeland Security and NC Crime Control Grants
- To transfer funds from Capital Reserve for the Reade Street-Hodges Parking Lot improvements
- To carry over funds from the prior year for the Tobacco Road Playground Equipment
- To allocate funds for a state-mandated environmental study at River Park North
- To budget funds for the replacement of two computers with Powell Bill Funds for Public Works

Motion was made by Council Member Little and seconded by Council Member Council to adopt the resolution approving the 2005-2006 Budget Ordinance Amendment. Motion carried unanimously. (Ordinance No. 05-128)

REPORT ON BIDS AWARDED

Deputy City Manager Richardson informed the Council that the following bids had been awarded:

<u>Date</u>	<u>Item Description</u>	<u>Awarded To</u>	<u>Amount</u>
8/26/05	Ballfield Fencing 2005	Everett Fence Company	\$75,000.00
8/30/2005	200 Glock Handguns & Accessories	Arrington Police Dist.	\$135,451.62

RESOLUTION BY THE CITY OF GREENVILLE, THE GREENVILLE UTILITIES COMMISSION AND THE TOWN OF WINTERVILLE APPROVING URBAN GROWTH AREAS FOR THE CITY OF GREENVILLE AND THE TOWN OF WINTERVILLE TO BE USED AS THE BASIS FOR MUNICIPAL SERVICE AND UTILITY STUDIES - ADOPTED

Deputy City Manager Bill Richardson stated that in 2004, Greenville Utilities Commission, the City of Winterville, and the City of Greenville appointed members to discuss the current boundaries and service areas. The group has met six times. All three governing bodies are being asked to adopt a resolution adopting the urban growth areas. Proposed extension of the extraterritorial jurisdiction includes the boundaries of the City of Greenville and Town of Winterville. The Committee will go forward and look at prepared detailed service studies that

will be incorporated into a future agreement that will designate the boundaries. This is a draft and these are tentative boundaries. Winterville has approved this resolution, and the Greenville Utilities Commission will consider it on October 18. Because the County has countywide zoning, any future extension of the extraterritorial jurisdiction will have to be approved by the Pitt County Board of Commissioners.

Mr. Flood stated that based on the City's size, it can have an extraterritorial jurisdiction boundary of up to three miles, with the approval of the County Commissioners.

As the City Council representatives on the Committee, Council Members Little and Dunn stated that the meetings were productive and the boundaries mutually agreed upon.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Council to adopt the resolution by the City of Greenville, the Greenville Utilities Commission and the Town of Winterville approving urban growth areas for the City of Greenville and the Town of Winterville to be used as the basis for municipal service and utility studies. Motion carried unanimously. (Resolution No. 05-85)

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS

Council Member Craft reported that the September Community Appearance Commission Award winners were the Olive Garden on Greenville Boulevard, The Daily Reflector on Sugg Parkway and the Pitt County Courthouse on Third Street.

Council Member Little requested that the items scheduled for October 24 be moved to the November meeting, as the Chancellor is having a reception on the same night.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Little to cancel the October 24, 2005 City Council meeting.

Council Member Glover stated that the National Urban League asked that cities contact representatives asking them to support a Gulf Coast Authority, which would help ensure that funds collected go to victims and cities of the Gulf Coast that have been severely affected by storms. She requested that the City Council do a letter in support of the Urban League's recommendation. Staff was asked to prepare the letter.

Mayor Pro-Tem Miller stated that the Police Community Relations Committee met last night, and the meeting was well attended. Donald Cherry is completing his second term and will be missed. He has been a shining star with the youth in the area.

Council Member Council concurred with what Mayor Pro-Tem Miller said about Donald Cherry.

Council Member Council stated that the Youth Summit will be held in Hickory on Sunday, October 16. To date, there are over 100 youth registered.

Council Member Dunn stated that she had fun at the Fire/Rescue Appreciation Dinner.

Mayor Parrott informed the Council that he would be attending the North Carolina League of Municipalities conference in Hickory.

CITY MANAGER'S REPORT

Deputy City Manager Richardson informed the Council that the public auction brought in \$69,656.

CLOSED SESSION

Motion was made by Council Member Craft and seconded by Council Member Dunn to go into closed session to establish or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease. Motion carried unanimously.

RETURN TO OPEN SESSION

Motion was made by Council Member Craft and seconded by Council Member Little to return to Open Session. Motion carried unanimously.

ADJOURN

Motion was made by Council Member Craft and seconded by Council Member Little to adjourn the meeting at 9:00 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks, MMC
City Clerk